IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6273 of 1997

For Approval and Signature:

Hon'ble MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

NISHA MUKESHKUMAR RUGHANI

Versus

GUJARAT SECONDARY EDUCATION BOARD

Appearance:

1. Special Civil Application No. 6273 of 1997

MR HJ NANAVATI with MR BA VAISHNAV for the Petitioner

MR AD OZA for Respondent No. 1

MR PJ VATWANI for Respondent No. 2

CORAM : MISS JUSTICE R.M.DOSHIT

Date of decision: 07/02/2003

ORAL JUDGEMENT

The petitioner before this Court, a minor, has

preferred the present petition under Article 226 of the Constitution of India through her guardian, the father. It appears that the petitioner had taken Standard XII examination conducted by the Gujarat Secondary Education Board, the respondent no.1 herein (hereinafter referred to as 'the Board'), in the month of March, 1997. The petitioner had studied in Sindhi Medium School and had given answers to the questions in Sindhi. However, the question papers were set in Gujarati. The petitioner has claimed that the Board did not have adequate facility to evaluate the answers given in Sindhi and has prayed for reassessment/reevaluation of her answer books. The petitioner has also prayed that a mechanism may be worked out for reassessment/reevaluation of the answer books of the aggrieved students.

In view of the passage of time, no order is required to be made on this petition. The issues raised in the petition have become academic. The petition is, therefore, dismissed. Rule is discharged. There shall be no order as to costs.

(Ms. R.M. Doshit, J.)

/sakkaf